

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )                           4:10CR3100  
                                )  
v.                            )  
                                )                           MEMORANDUM AND ORDER  
HELIODORO GOMEZ VALDEZ, )  
                                )  
Defendant.                 )

The government has filed a supplemental motion to continue the trial of this case. The trial date for this case was set on December 22, 2011. As explained in the government's motion, due to a mis-delivery of information, a material witness for the government, Investigator Gregory Kallhoff, scheduled a non-refundable family trip outside the United States during the currently scheduled week of trial. (See filing no. 73). The defendant opposes the government's motion to continue.

IT IS ORDERED:

- 1) The government's supplemental motion to continue, (filing no. 73), is granted.
- 2) The trial of this case is set to commence before the Honorable Richard G. Kopf at 9:00 a.m. on April 9, 2012, or as soon thereafter as the case may be called, for a duration of four (4) trial days. Jury selection will be held at commencement of trial.
- 3) For the reasons set forth in the court's prior order, (filing no. 68), the time between today's date and March 12, 2012 remains excluded for Speedy Trial calculation purposes.
- 4) The government's oral motion to continue, (filing no. 72), is denied as moot.

February 27, 2012.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge